

See Irvin

Aug-26-08 05:31pm From-Cooper&Dunham LLP

+212 391 0526

T-088 P.001/003 F-088

COOPER & DUNHAM LLP
ATTORNEYS AT LAW
1185 AVENUE OF THE AMERICAS, NEW YORK, NEW YORK 10036
TELEPHONE: (212) 278-0400

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(212) 391-0826
(212) 391-0630
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OF COUNSEL
CHRISTOPHER C. DUNHAM

SCIENTIFIC ADVISOR
JAMES R. MAJOR, D. PHIL
PAMELA J. SAVAGE, PH.D.
JACK ROSA, PH.D.

REGISTERED PATENT AGENT
ANDREW CHUNG, S.E.

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PLEASE DELIVER THE FOLLOWING PAGES

TO : Office of Petitions, Commissioner for Patents

COMPANY/FIRM: United State Patent and Trademark Office

FACSIMILE NO.: 1-571-273-8300

FROM : Gary J. Gershik/LM

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 3

DATE : August 26, 2008 **TIME:** _____

CLIENT/DOCKET: Our Docket #: 0575/66236/JPW/GJG/LM

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MESSAGE:

**RE: REQUEST TO WITHDRAW PETITION TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION UNDER 37 C.F.R. §1.137(b) AND REQUEST FOR REFUND
OF FEES**

Please confirm receipt of this letter by facsimile.

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Docket No. 66236/JFW/GJG/LM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : C. Dominique Toran-Allerand

2008 AUG 29 AM 5:07
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Serial No. : 10/665,847

Examiner: Nirmal S. Basi

Filed : September 19, 2003

Group Art Unit: 1646

For : NOVEL CELL-SURFACE ESTROGEN RECEPTOR AND RELATED
COMPOSITIONS AND METHODS

1185 Avenue of the Americas
New York, New York, 10036
August 26, 2008

BY FAXCIMILE - (571)273-8300

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST TO WITHDRAW PETITION TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION UNDER 37 C.F.R. §1.137(b) AND
REQUEST FOR REFUND OF FEES

This Request is submitted to withdraw a Petition to Revive an Unintentionally Abandoned Application Under 37 C.F.R. §1.137(b) which was filed on July 14, 2008 in connection with the above-identified application. Applicant does not wish to proceed with the Petition to Revive, and hereby requests to withdraw the July 14, 2008 Petition, or that the July 14, 2008 Petition be dismissed.

In addition, applicant had enclosed with the Petition a check in the amount of \$1,175.00 (which includes \$770.00 Petition to Revive fee set forth in 37 C.F.R. §1.17(m) and \$405.00 R.C.E. fee set forth in 37 C.F.R. §1.17(e)) which was deemed necessary in connection with the filing of the July 14, 2008 Petition. With this request for the withdrawal of the Petition, applicant kindly requests a refund of these fees.

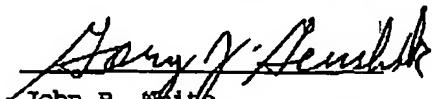
Please deposit the refund in the undersigned's Deposit Account No.
03-3125, under reference 0575/66236.

Repln. Ref: 09/10/2008 CKHLOK 0011435800
DA#:033125 Name/Number:10665847
FC: 9204 \$1175.00 CR

Applicant: C. Dominique Toran-Allerand
Serial No.: 10/665,847
Filed: September 19, 2003
Page 2

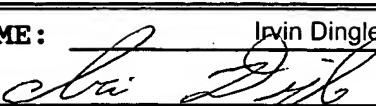
If a telephone interview would be of assistance in resolving any issue in connection with this request, applicant's undersigned attorneys invite the Examiner to telephone them at the number provided below.

Respectfully submitted,



John P. White
Registration No. 28,678
Gary J. Gershik
Registration No. 39,992
Attorneys for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND					
1 Date of Request: 09/10/08		2 Serial/Patent # 10/665,847			
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT	
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<input type="checkbox"/> Amendment				\$	
<input type="checkbox"/> Extension of Time				\$	
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<input checked="" type="checkbox"/> Petition 2453			07/17/08	\$ 770.00	
<input type="checkbox"/> Issue				\$	
<input type="checkbox"/> Cert of Correction/Terminal Disc.				\$	
<input type="checkbox"/> Maintenance				\$	
<input type="checkbox"/> Assignment				\$	
<input checked="" type="checkbox"/> Other 2801			07/17/08	\$ 405.00	
		7 TOTAL AMOUNT OF REFUND	\$ 1,175.00		
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<input type="checkbox"/> Overpayment		<input checked="" type="checkbox"/> Credit Deposit A/C #:			
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<input checked="" type="checkbox"/> No Fee Due (Explanation): Request to withdraw petition and RCE filed 8/26/08.					
11 REFUND REQUESTED BY:					
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